

**United States District Court
District of Massachusetts (Boston)
CIVIL DOCKET FOR CASE #: 1:19-cv-10690-LTS**

ACLU of Massachusetts v. Immigration and Customs
Enforcement (ICE)
Assigned to: District Judge Leo T. Sorokin
Cause: 05:552 Freedom of Information Act

Date Filed: 04/10/2019
Jury Demand: None
Nature of Suit: 895 Freedom of
Information Act
Jurisdiction: Federal Question

Plaintiff

**American Civil Liberties Union of
Massachusetts, Inc.**

represented by **Matthew Segal**
American Civil Liberties Union
211 Congress Street
Boston, MA 02110
617-482-3170
Fax: 617-451-0009
Email: msegal@aclum.org
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Daniel L. McFadden
American Civil Liberties Union
211 Congress Street
Boston, MA 02110
617-482-3170
Email: dmcfadden@aclum.org
ATTORNEY TO BE NOTICED

Jessica J. Lewis
American Civil Liberties Union
211 Congress Street
Boston, MA 02110
313-236-4447
Email: jlewis@aclum.org
ATTORNEY TO BE NOTICED

V.

Defendant

**U.S. Immigration and Customs
Enforcement**

represented by **Susan M. Poswistilo**
United States Attorney's Office
John Joseph Moakley Federal Courthouse
1 Courthouse Way
Suite 9200
Boston, MA 02210
617-748-3103
Fax: 617-748-3675
Email: susan.poswistilo@usdoj.gov
ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text
04/10/2019	<u>1</u>	COMPLAINT against Immigration and Customs Enforcement (ICE) Filing fee: \$ 400, receipt number 0101-7630509 (Fee Status: Filing Fee paid), filed by ACLU of Massachusetts. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Civil Cover Sheet, # <u>4</u> Civil Category Sheet)(McFadden, Daniel) (Entered: 04/10/2019)
04/10/2019	<u>2</u>	ELECTRONIC NOTICE of Case Assignment. District Judge Leo T. Sorokin assigned to case. If the trial Judge issues an Order of Reference of any matter in this case to a Magistrate Judge, the matter will be transmitted to Magistrate Judge Jennifer C. Boal. (Finn, Mary) (Entered: 04/10/2019)

04/10/2019	<u>3</u>	NOTICE of Appearance by Matthew Segal on behalf of American Civil Liberties Union of Massachusetts, Inc. (Segal, Matthew) (Entered: 04/10/2019)
04/10/2019	<u>4</u>	Summons Issued as to U.S. Immigration and Customs Enforcement. Counsel receiving this notice electronically should download this summons, complete one for each defendant and serve it in accordance with Fed.R.Civ.P. 4 and LR 4.1. Summons will be mailed to plaintiff(s) not receiving notice electronically for completion of service. (Burgos, Sandra) (Entered: 04/10/2019)
04/26/2019	<u>5</u>	SUMMONS Returned Executed U.S. Immigration and Customs Enforcement served on 4/12/2019, answer due 5/3/2019. (McFadden, Daniel) (Entered: 04/26/2019)
04/26/2019	<u>6</u>	AFFIDAVIT OF SERVICE Executed by American Civil Liberties Union of Massachusetts, Inc.. U.S. Immigration and Customs Enforcement served on 4/11/2019, answer due 5/3/2019. Acknowledgement filed by American Civil Liberties Union of Massachusetts, Inc.. (McFadden, Daniel) (Entered: 04/26/2019)
05/13/2019	<u>7</u>	ANSWER to Complaint by U.S. Immigration and Customs Enforcement.(Poswistilo, Susan) (Entered: 05/13/2019)
05/14/2019	<u>8</u>	NOTICE of Scheduling Conference; A Scheduling Conference has been set for 6/12/2019 03:00 PM in Courtroom 13 before District Judge Leo T. Sorokin. (Attachments: # <u>1</u> scheduling order sample, # <u>2</u> standing order re summary judgment)(Simeone, Maria) (Entered: 05/14/2019)
05/20/2019	<u>9</u>	NOTICE of Appearance by Jessica J. Lewis on behalf of American Civil Liberties Union of Massachusetts, Inc. (Lewis, Jessica) (Entered: 05/20/2019)
06/05/2019	<u>10</u>	JOINT SUBMISSION pursuant to Local Rule 16.1 by American Civil Liberties Union of Massachusetts, Inc..(McFadden, Daniel) (Entered: 06/05/2019)
06/05/2019	<u>11</u>	CERTIFICATION pursuant to Local Rule 16.1 by American Civil Liberties Union of Massachusetts, Inc..(McFadden, Daniel) (Entered: 06/05/2019)
06/07/2019	<u>12</u>	District Judge Leo T. Sorokin: ELECTRONIC ORDER entered. The proposed joint schedule, Doc. No. 10, is ADOPTED as the scheduling order and the Rule 16 conference set for June 12, 2019 is CANCELLED at the request of the parties. re <u>10</u> Joint submission filed by American Civil Liberties Union of Massachusetts, Inc., ORDER Canceling Deadline(Montes, Mariliz) (Entered: 06/07/2019)
06/10/2019	<u>13</u>	Reset Deadlines: Amended Pleadings due by 7/26/2019. summary judgment Motions due by 8/16/2019. Cross Motion/Responses due by 9/13/2019, Opposition/Replies due by 9/25/2019. (Simeone, Maria) (Entered: 06/10/2019)
07/25/2019	<u>14</u>	First MOTION to Amend <u>1</u> Complaint, by American Civil Liberties Union of Massachusetts, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D, # <u>5</u> Exhibit E, # <u>6</u> Exhibit F, # <u>7</u> Exhibit G, # <u>8</u> Exhibit H)(Lewis, Jessica) (Attachment 1 replaced on 7/29/2019) (Montes, Mariliz). Modified on 7/29/2019 to replace Exhibit A. Previous was corrupted and not readable. (Montes, Mariliz). (Entered: 07/25/2019)
08/08/2019	<u>15</u>	District Judge Leo T. Sorokin: ELECTRONIC ORDER entered. Allowed as unopposed. re <u>14</u> Motion to Amend (Simeone, Maria) (Entered: 08/08/2019)
08/09/2019	<u>16</u>	AMENDED COMPLAINT against U.S. Immigration and Customs Enforcement, filed by American Civil Liberties Union of Massachusetts, Inc.. (Attachments: # <u>1</u> Exhibit A, # <u>2</u> Exhibit B, # <u>3</u> Exhibit C, # <u>4</u> Exhibit D)(Lewis, Jessica) (Entered: 08/09/2019)
08/15/2019	<u>17</u>	Assented to MOTION for Extension of Time to 9/11/19, 10/9/19, 10/21/19 to File Motion for Summary Judgment on 9/11/19, Extend Time for Plaintiff to File its Opposition by 10/9/19 and File Cross-Motion for Summary Judgment on 10/21/19 by U.S. Immigration and Customs Enforcement.(Poswistilo, Susan) (Entered: 08/15/2019)
08/19/2019	<u>18</u>	District Judge Leo T. Sorokin: ELECTRONIC ORDER entered granting <u>17</u> Defendant's Motion for Extension of Time to File Motion for Summary Judgment and

		<p>Extend Time for Plaintiff to File its Opposition and File Cross–Motion for Summary Judgment (Assented–To).</p> <p>Defendant's Motion for Summary Judgment due by 9/11/2019; Plaintiff's Opposition and Cross Motion due by 10/9/2019; Defendant's Opposition and Reply due by 10/21/2019. (Montes, Mariliz) (Entered: 08/19/2019)</p>
08/19/2019	<u>19</u>	Reset Deadlines: Defendant's Motion for Summary Judgment due by 9/11/2019; Plaintiff's Opposition / Cross Motion due by 10/9/2019; Defendant's Opposition and Reply due by 10/21/2019 (Montes, Mariliz) (Entered: 08/19/2019)
09/11/2019	<u>20</u>	MOTION for Summary Judgment by U.S. Immigration and Customs Enforcement.(Poswistilo, Susan) (Entered: 09/11/2019)
09/11/2019	<u>21</u>	STATEMENT of facts <i>Undisputed Material Facts</i> . (Attachments: # <u>1</u> Exhibit, # <u>2</u> Exhibit, # <u>3</u> Exhibit, # <u>4</u> Exhibit, # <u>5</u> Exhibit, # <u>6</u> Exhibit)(Poswistilo, Susan) (Entered: 09/11/2019)
09/11/2019	<u>22</u>	MEMORANDUM in Support re <u>20</u> MOTION for Summary Judgment filed by U.S. Immigration and Customs Enforcement. (Poswistilo, Susan) (Entered: 09/11/2019)
10/07/2019	<u>23</u>	MOTION for Extension of Time to October 23, 2019 to File Response/Reply as to <u>20</u> MOTION for Summary Judgment by American Civil Liberties Union of Massachusetts, Inc..(Lewis, Jessica) (Entered: 10/07/2019)
10/08/2019	24	District Judge Leo T. Sorokin: ELECTRONIC ORDER entered granting <u>23</u> Motion for Extension of Time to File Response/Reply re <u>20</u> MOTION for Summary Judgment Responses due by 10/23/2019 (Simeone, Maria) (Entered: 10/08/2019)